Case: 1:22-cv-01433 Document #: 16 Filed: 09/20/22 Page 1 of 19 PageID #:87

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION



RICARDO PITTMAN, JR., CASE NO.: 1:22-cv-01433 Plaintiff, THE HONORABLE: RONALD A. GUZMAN VS. MAGISTRATE JUDGE SUSAN E. COX UNITED STATES POSTAL SERVICE. TRIAL BY JURY DEMAND FILED and its postmaster general, LOUIS DEJOY in his official capacity; **TEMEKA LEWIS** in her) official capacity as supervisor agent for the United States postal Service Office. THOMAS G. BRUTON Defendants. CLERK, U.S. DISTRICT COURT

PLAINTIFF'S MOTION FOR ENTRY OF DEFAULT JUDGMENT

Now comes Plaintiff, Ricardo Pittman, Jr., by and acting pro-se, for the reasons set forth in the Memorandum of Law in Support of his Motion for entry of Default Judgment filed contemporaneously with the motion for default judgment against each Defendants, "United States Postal Service, failure to answer or respond" "LOUIS DEJOY Postmaster General failure to answer or respond" "TEMEKA LEWIS Supervisor agent for the United States Postal Service Office for failure to answer or respond" to the complaint filed against them June 2, 2022, Federal Rule Of Civil Procedure 12 (A) (2) (3). moves this Honorable court to enter an order granting Plaintiff motion for default judgment against each Defendants, United States Postal Service failure to answer or respond to the complaint. LOUIS DEJOY refused to answer or respond to the complaint. TEMEKA LEWIS refused to answer or respond to complaint pursuant to Federal Rules of Civil Procedure, 55(b)(2), 28 U.S.C.A., in that, it does not prohibit this court from granting Plaintiff motion for default against each defendants pursuant to 55(b)(2), and schedule this matter for prove-up Plaintiff's damages and entry in injunctive relief and all other damages and relief prayed for in Plaintiff's complaint and stated the following reasons:

I. JURISDICTION

- 1. On June 2, 2022 Plaintiff Ricardo Pittman, Jr., filed his IV counts complaint at law in the United States District Court for the Northern District of Illinois, Eastern Division: the Honorable Ronald A. Guzman. The United States Constitution applied to the stated by the 14th Amendment. Jurisdiction exists in the court under 28 U.S.C.A. Section 1331, 1343(3), 1343(4) and 1367(a) including the judicial improvements act of 1990. Plaintiff invokes the supplementary jurisdiction of the Federal counts to hear and decide claim arising under State Law claims.
- 2. Venue is proper pursuant to 28 U.S.C.A. Section 1391(b) as the parties are citizens of different States the underlying lawsuit occurred in Cook County filed in Chicago, Illinois within the United States District Court for the Northern District of Illinois, Eastern Division.

II. <u>FACTUAL ALLEGATIONS</u>

- 3. Plaintiff's commenced this action by filing this complaint against Defendants, United States Postal Service, LOUIS DEJOY and TEMEKA LEWIS Plaintiff filed this complaint with the clerk of the United States District Court for the Northern District of Illinois, Eastern Division.
- 4. Defendant, United States Postal Service was served with summons and complaint on April 13, 2022 by certified mail and the service was accepted by Defendant at this address 475 Enfant Plaza, Washington, D.C., defendant "United States Postal Service." Defendant due to answer or respond to complaint June 14, 2022, defendant was served at this address and Service was accepted by defendant at this address 475 Enfant Plaza S.W., Washington, D.C. See, Attached hereto as EXHIBIT "A" Copies of proof of service 1 0f 4 and incorporated herein by reference.
- 5. Defendant, "LOUIS DEJOY, Postmaster General" was served with summons and complaint April 13, 2022 by certified mail, and the service was accepted by defendant, "LOUIS DEJOY." At this Address 475 Enfant Plaza, Washington, D.C. Deadlines due to answer or respond to complaint June 14, 2022, defendant was served at this address 475 Enfant Plaza S.W., Washington, D.C. See, Attached hereto as EXHIBIT "B" Copies of proof of service 1of 4 and incorporated herein by reference.

6. Plaintiff's filed this complaint with the Clerk of the United States District Court, against each

Defendant, "TEMEKA LEWIS, Supervisor-agent for the United States Postal Service Office" defendant was

properly served with summons and complaint May 21, 2022 by certified mail, and the service was accepted by

Defendant, TEMEKA LEWIS at this address 9359 South Kedzie Avenue, Evergreen Park, Illinois 60805

TEMEKA LEWIS failure to answer or respond to complaint. The answer due July 21, 2022, See, attached

hereto as EXHIBIT "C" copies of proof of service 1 0f 3 and incorporated herein by reference. See, attached

7. Plaintiff properly served each defendants with process of summons and complaint by certified

mail. Defendant employee TEMEKA LEWIS signed the green card and sent back to plaintiff. The service of

process was accepted at this address 9359 South Kedzie Avenue, Evergreen Park, Illinois 60805 The United

States Postal Service sent the green card signed by defendant, LEWIS and sent back to Plaintiff's.

8. Each defendants in violation of Federal Rules of Civil Procedure, 55 (b)(2). Because each

defendants was served properly but refused to answer.

III. <u>CONCLUSION</u>

Wherefore, Plaintiff, Ricardo Pittman, Jr. prays that this Honorable Court enter an order

for default judgment against each defendants, United States Postal Service Office, LOUIS DEJOY and

TEMEKA LEWIS. Alternatively, plaintiff Ricardo Pittman, Jr., prays that this Honorable court enter an order

granting plaintiff amount prays for in his complaint. Further ordering defendants to pay all cost and prejudgment

interest on the amount requested.

Respectfully Submitted

Ricardo Pittman, M

Ricardo Pittman, Jr.

Plaintiff Acting pro-se

Ricardo Pittman, Jr.

9208 South Kedzie Avenue

Apartment BE

Evergreen Park, Illinois 60805

(630) 235-8209

3



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Exhibit (A)# of 4.



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-\$4.20

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Exhibit (A) \$ of 4.



or call 1-800-410-7420.

UFN: 161562-0041

Change

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SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
■ Complete items 1, 2, and 3. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 1. Article Addressed to: United States Postal Service HTS, L. Ewant Plaza S.W. WASLINGTON, D.C., 2006.	A. Signature Agent Addressee
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PS Form 3811, July 2020 PSN 7530-02-000-9053	Domestic Return Receipt

Exhibit(A)#3 of 4.

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
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Postage & Fees Paid
USPS
Permit No. G-10

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United States Postal Service • Sender: Please print your name, address, and ZIP+4® in this box•

Ricardo Pittman Jr. 9208 S. Kedzie Av. A.P. #BE EVERGREEN PARK /L. 60805

Exhibit(A)#40f4.

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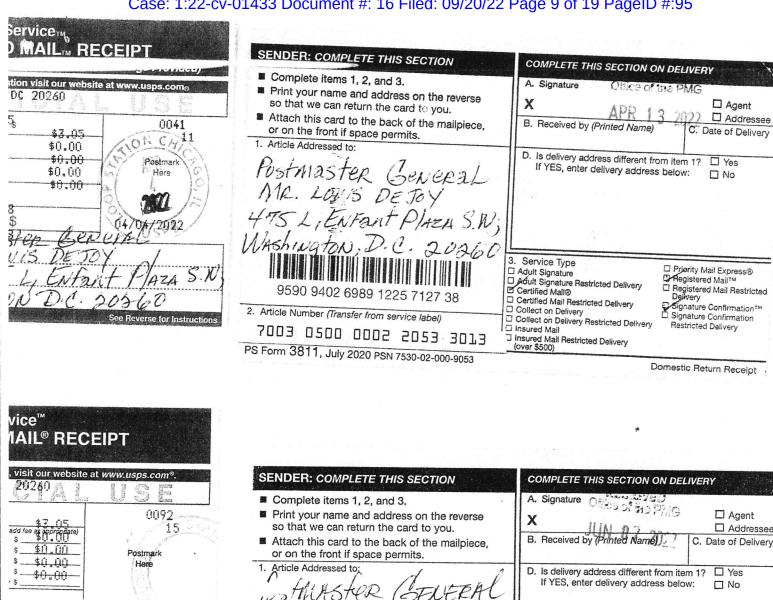
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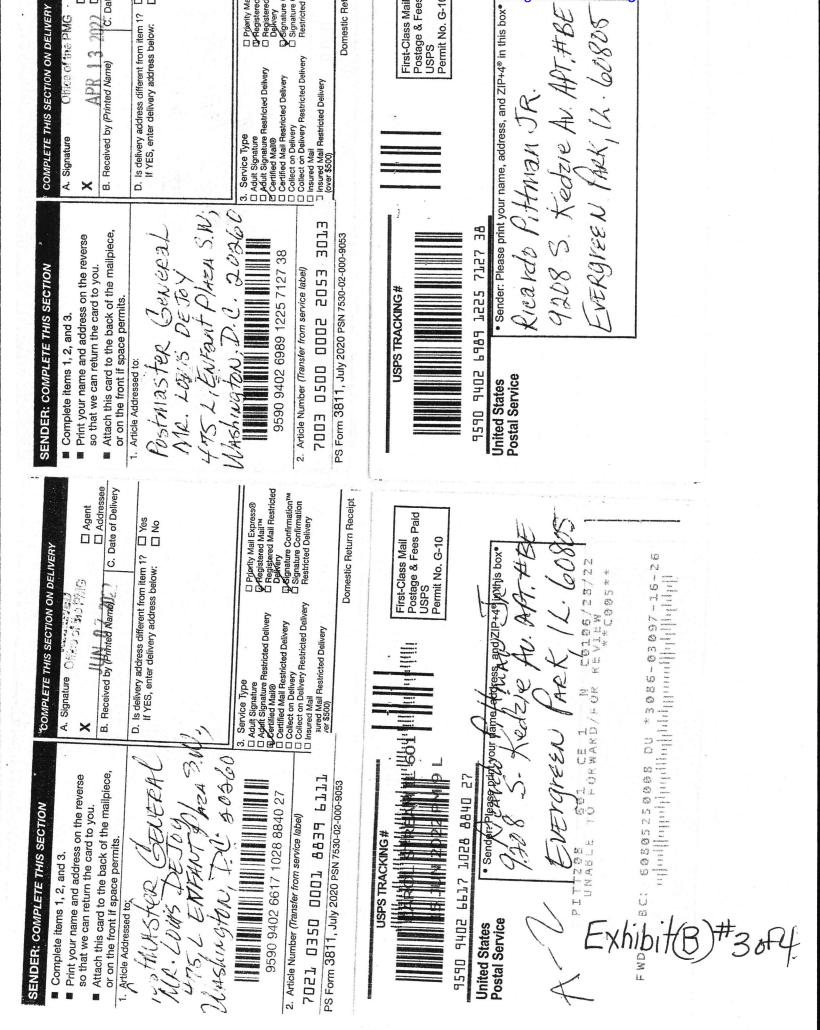
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Domestic Return Receipt

Exhibit(B)#20F4



First-Class Mail=: Postage & Fees®a USPS

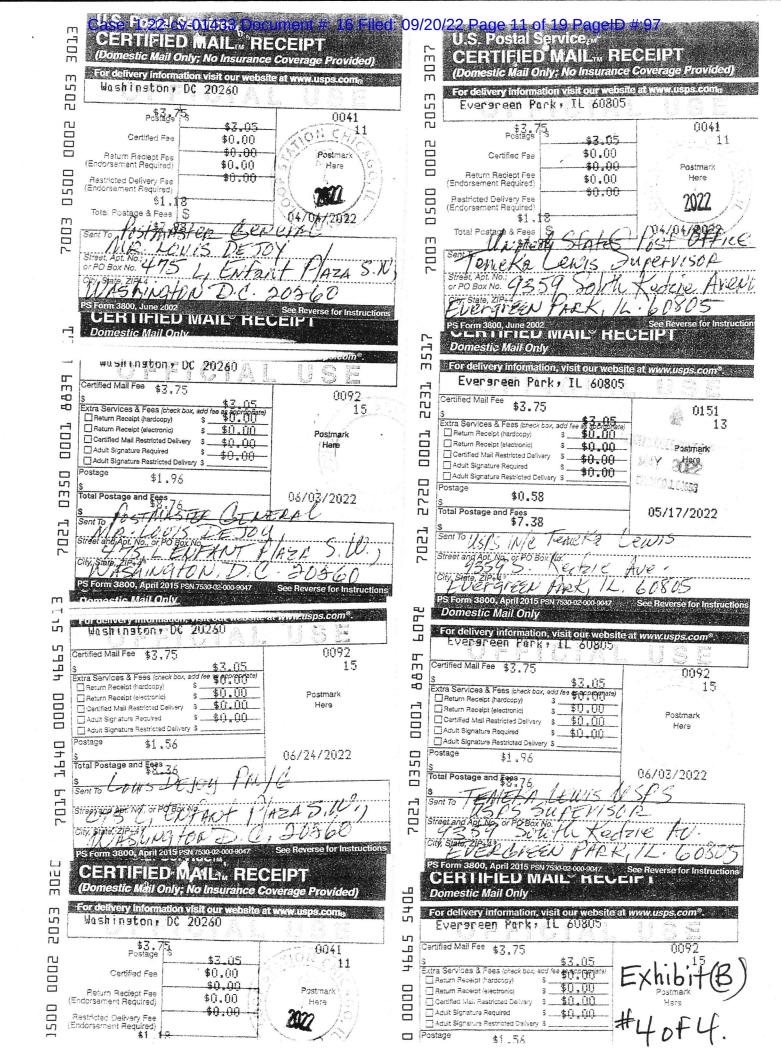
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10 of 19 PageID #:96

Priority Mail Ext

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Every household in the U.S. is now eliathic to receive a country of 4 free test kits.

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Exhibit(C)#/of3

JFN: 161525-0151

*Receipt #: 840-56060064-2-4577324-1

Clerk: 13

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	■ Complete items 1, 2, and 3.	A. Signature
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First-Class Mail Postage & Fees Paid USPS

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United States Postal Service

GVERGYEEN FARK, IL. 6080/18 EVERGYEEN FARK, III. 6080/18 EVERGYEEN • Sender: Please print your name, address, and ZIP+4® in this box• RICARSO PHM2N JR.

 Sender: Please print your name, address, and ZIP+4® in this box* 9308 S. Kedzie Av. Apt. #BE EVERGREEN FARKIL. 60805 Rienrido Pitana Ja



FINANCE STATION H 10238 S VINCENNES AVE CHICAGO, IL 60643-1301 (800)275-8777

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Exhibit(D)#1 of5.

UFN: 161565-0433

Receipt #: 840-56060052-2-3733414-2

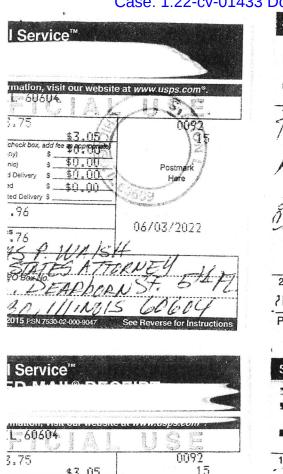
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Exhibit(D) #2 of5.

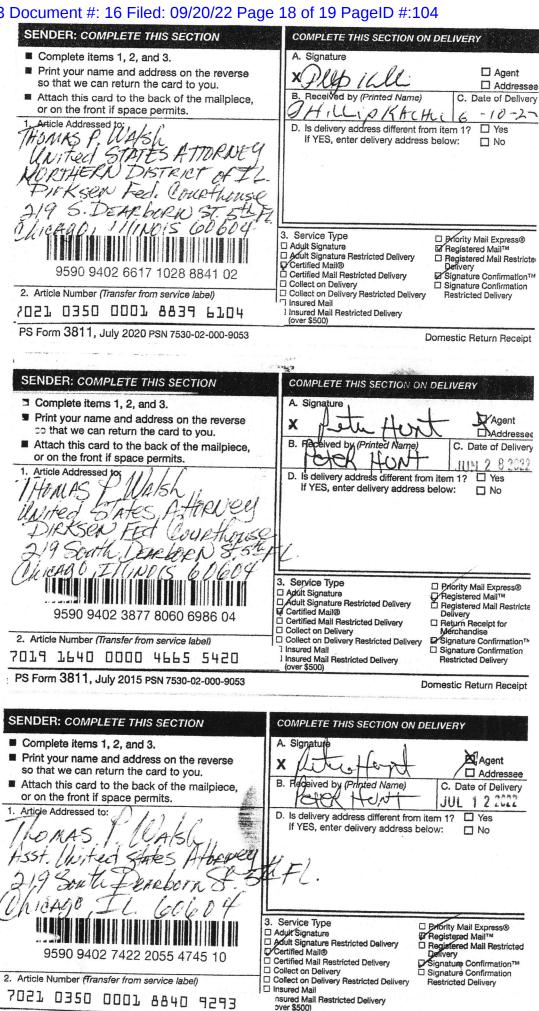


Exhibit(D) #3655.



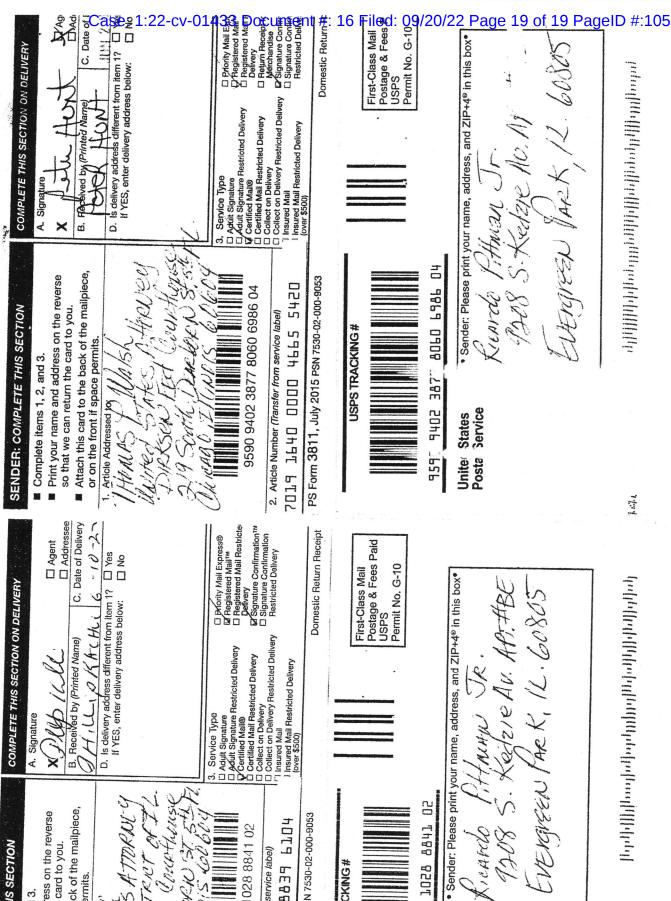






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PS Form 3811, July 2020 PSN 7530-02-000-9053



PS Form 3811, July 2020 PSN 7530-02-000-9053 7021 0350 0001 8839 6104

USPS TRACKING#

2. Article Number (Transfer from service label)

Attach this card to the back of the mailpiece,

or on the front if space permits.

Article Addressed to

Print your name and address on the reverse

■ Complete items 1, 2, and 3.

so that we can return the card to you.

SENDER: COMPLETE THIS SECTION

United States
Postal Service

7